

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

PATRICK ROTH,

Plaintiff,

Case No. 5:19-cv-00903-G

v.

Hon. Charles B. Goodwin

SERGEANT JOHN DOE (BADGE
#1129), JANE DOE, and
OKLAHOMA CITY, a political
subdivision of the State of Oklahoma,

Defendants,

**NOTICE OF WITHDRAWAL OF PLAINTIFF'S EMERGENCY
MOTION FOR LEAVE TO SERVE A SUBPOENA PRIOR TO
THE COMMENCEMENT OF DISCOVERY [DOC. # 6]**

NOW COMES Plaintiff, PATRICK ROTH, by and through his counsel, Solomon M. Radner and Excolo Law, PLLC, and hereby notifies the Court and all parties that Plaintiff hereby withdraws his October 4, 2019 Emergency Motion for Leave to Serve a Subpoena Prior to the Commencement of Discovery [Doc. #6] in the above-captioned proceeding.

WHEREFORE, the Plaintiff respectfully withdraws his Emergency Motion for Leave to Serve a Subpoena Prior to the Commencement of Discovery in this matter.

Respectfully submitted,

EXCOLO LAW, PLLC

By: /s/ Solomon M. Radner
Solomon M. Radner (P73653)
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Dated: October 7, 2019

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2019, I served the foregoing document upon all parties in this matter, *via* electronic filing through the Court's CM/ECF electronic filing system.

/s/ Solomon M. Radner
Counsel for Plaintiff